

**UNITED STATES DISTRICT COURT  
IN THE SOUTHERN DISTRICT OF TEXAS  
CORPUS CHRISTI DIVISION**

**ISHMAEL SALAHUDDIN,**

**Petitioner**

**v.**

**NATHANIEL QUARTERMAN,**

**Respondent**

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**Civil No. 2:08-138**

**ORDER DENYING CERTIFICATE OF APPEALABILITY**

On August 30, 2010, the Court entered an order denying Petitioner's motion for relief from judgment under FED. R. CIV. P. 60(b). *See* D.E. 55. The Court's order does not address whether Petitioner is entitled to a certificate of appealability to appeal that order.

A certificate of appealability is generally needed to appeal the denial of a motion seeking relief from judgment in a habeas case. *Ochoa Canales v. Quarterman*, 507 F.3d 884, 888 (5th Cir. 2007). The Court adopts the Magistrate Judge's analysis on this issue as set forth in her August 11, 2010, memorandum. *See* D.E. 52. Accordingly, should Petitioner request a certificate of appealability, it is DENIED.

ORDERED this 17 day of August, 2010.

  
HAYDEN HEAD  
SENIOR U.S. DISTRICT JUDGE